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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

In re: AUTOZONE, INC., WAGE AND HOUR
 EMPLOYMENT PRACTICES LITIGATION,

Case No. 3:10-md-02159-CRB

JOINT STIPULATION TO MODIFY
 BRIEFING SCHEDULE ON PLAINTIFFS'
 PENDING MOTIONS FOR CLASS
 CERTIFICATION

Hearing Date: December 7, 2012

Time: 10:00 a.m.

Courtroom 6

The Honorable Charles R. Breyer

Trial Date: None

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Attorneys for Plaintiff HAYDEE ESCALANTE

STIPULATION

Plaintiffs Jimmy Ellison, William Doland, and Lynnetta Ellison (“the Ellison/Doland Plaintiffs”), Plaintiff Haydee Escalante (“Plaintiff Escalante”), and Defendant AutoZone, Inc. (“Defendant”), through their respective counsel, hereby stipulate as follows.

WHEREAS the Ellison/Doland Plaintiffs filed with the Court and served on counsel for the other parties their joint motion for class certification on September 27, 2012;

WHEREAS Plaintiff Escalante filed with the Court and served on counsel for the other parties her motion for class certification on September 27, 2012;

WHEREAS on October 3, 2012, the Court issued an order *sua sponte* continuing the hearing on both motions for class certification from November 30, 2012, to December 7, 2012, at 10:00 a.m.;

WHEREAS on October 10, 2012, the Ellison/Doland Plaintiffs lodged with the Court and served by overnight mail on Defendant’s counsel an exhibit omitted from the report of the Ellison/Doland Plaintiffs’ retained expert, Michael Phillips, Ph.D., which exhibit consists of an optical disc of 41 files containing data relied upon by Dr. Phillips in the course of performing his work and rendering his opinions;

WHEREAS on October 11, 2012, counsel for Defendant received this omitted exhibit and additional time is required to review and analyze it to prepare Defendant’s papers in opposition to the Ellison/Doland Plaintiffs’ motion for class certification;

WHEREAS counsel for Plaintiff Escalante and counsel for Defendant are currently in the process of meeting and conferring regarding information filed with the report of Sean Berger, Plaintiff Escalante’s retained expert, in support of her motion for class certification, and a request by Defendant for production of additional information concerning said report; and

WHEREAS Defendant will require additional time to review and analyze any additional information provided by Plaintiff Escalante as a result of the aforementioned meet and confer efforts and to prepare its opposition papers to Plaintiff Escalante’s motion for class certification;

IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS.

1 1. That the deadline for Defendant to file and serve its papers in opposition to the
2 Ellison/Doland Plaintiffs' and Plaintiff Escalante's respective motions for class certification be
3 extended from October 25, 2012, to November 2, 2012; and

4 2. That the deadline for the Ellison/Doland Plaintiffs and Plaintiff Escalante to
5 file and serve their reply papers in support of their respective motions for class certification be
6 extended from November 15, 2012, to November 21, 2012.

7 IT IS SO STIPULATED.

8 Date: October 15, 2012

/s/ Anne-Marie Waggoner
ANNE-MARIE WAGGONER
Littler Mendelson, P.C.
Attorneys for Defendant, AUTOZONE, INC.

11 Date: October 12, 2012

/s/ Michael Hoffman
MICHAEL HOFFMAN
Arena Hoffman LLP
Attorneys for Defendant, AUTOZONE, INC.

15 Date: October 12, 2012

/s/ Katherine Den Bleyker
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Initiative Legal Group, LLP
Attorneys for Plaintiff, JIMMY ELLISON

18 Date: October 12, 2012

/s/ Jesse Bablove
JESSE BABLOVE
Attorneys for Plaintiff, WILLIAM DOLAND

21 Date: October 12, 2012

/s/ Gregg Lander
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Attorneys for Plaintiff HAYDEE ESCALANTE

24 Date: October 15, 2012

/s/ Morris Nazarian
MORRIS NAZARIAN
Law Offices of Morris Nazarian
Attorneys for Plaintiff
LYNNETTA ELLISON

ORDER

Pursuant to the foregoing stipulation of counsel for the parties, it is hereby ordered as follows:

1. The deadline for Defendant AutoZone, Inc. to file and serve its papers in opposition to the Ellison/Doland Plaintiffs' and Plaintiff Escalante's respective motions for class certification is extended from October 25, 2012, to November 2, 2012;

2. The deadline for the Ellison/Doland Plaintiffs and Plaintiff Escalante to file their reply papers in support of their respective motions for class certification is extended from November 15, 2012, to November 21, 2012.

IT IS SO ORDERED.

Dated: October 16, 2012

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